

Notice of Allowability

Application No.

10/511,592

Examiner

Leslie J. Evanisko

Applicant(s)

SCHNEIDER ET AL.

Art Unit

2854

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the application filed 11/02/2004 and the interview on 09/20/06.
2. ☒ The allowed claim(s) is/are 41-80.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☒ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 11-02-2004
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 20060920 .
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Doug Hanscom (reg. no. 26,600) on September 20, 2006.

The application has been amended as follows:

IN THE SPECIFICATION:

On page 40, line 1 of the substitute specification filed November 2, 2004, the term --66-- was inserted after "bracket".

The above specification change was made to provide a description of reference numeral 66 shown in Figure 7.

IN THE CLAIMS:

In claim 41, line 4, the term --dressing-- was inserted after "first" (first occurrence).

In claim 41, line 5, the following phrase was inserted after "device": --and adapted to release the dressing from the first dressing storage position in a second operating state--.

In claim 41, line 7, the term “changing” was deleted and replaced with --for moving-- and the phrase “into a” was deleted and replaced with --relative to the other of said first and second holding elements in the--.

In claim 41, line 8, the phrase --of the holding device- was inserted after “state”.

In claim 41, line 9, the phrase “during said” was deleted and replaced with --by the--.

In claim 41, line 10, the term “into” was deleted and replaced with --in--.

In claim 46, line 1, the term “position” was deleted and replaced with --state--.

In claim 46, line 2, the term --dressing-- was inserted before “storage”.

In claim 48, line 2, the term “holds” was deleted and replaced with the phrase --is configured to hold--.

In claim 49, line 2, the term --dressing-- was inserted after “first” and the term “it” was deleted and replaced with --the dressing--.

In claim 50, line 2, the term --dressing-- was inserted after “first”.

In claim 52, line 1, the term --dressing-- was inserted after “second”.

In claim 52, line 2, the term --dressing-- was inserted after “first”.

In claim 53, line 1, the phrase “at last” was deleted and the term --dressing-- was inserted after “second”.

In claim 54, line 1, the term --dressing-- was inserted after “first”.

In claim 55, line 1, the term --dressing-- was inserted after “second” and the term “located” was deleted.

In claim 56, line 1, the term --dressing-- was inserted after “first” and the term “located” was deleted.

In claim 57, line 1, the term --dressing-- was inserted after “second”.

In claim 58, line 1, the term “supports” was deleted and replaced with --is configured to support--.

In claim 59, line 1, the term “supports” was deleted and replaced with --is configured to support--.

In claim 65, line 1, the term “the holding device” was deleted and replaced with --at least one of said first and second holding elements--.

In claim 68, line 2, the term “support” was deleted.

In claim 69, line 3, the term “received” was deleted and replaced with --attached--.

The above changes to claim 41 in particular were made to more particularly define the relative movement between the two holding elements and how that relates to the release of the dressing so as to better distinguish from the teachings of the prior art, such as Pietrzak et al. (US 6,792,862). Additionally, the claims were amended to clear up various minor informalities such as antecedent basis problems or instances of awkward language.

IN THE DRAWINGS:

The following changes to the drawings have been approved by the examiner and agreed upon by applicant: The two occurrences of reference numeral 8 in Figure 3 should be underlined since they appear to be designating the groove of the cylinder as shown in cross-section.

In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

Reasons for Allowance

2. The following is an examiner's statement of reasons for allowance:

With respect to claim 41 in particular, the prior art of record fails to teach or fairly suggest a device for storing a dressing to be supplied to a cylinder of a rotary printing press including all of the structure as recited, in combination with and particularly including, a holding device having a first operating state and a second operation state, wherein the holding device holds the dressing in a first storage position in the first operating state and releases the dressing from the first storage position in the second operating state, and first and second holding elements in the holding device, and means for moving at least one of the holding elements relative to the other of the holding elements in the second operating state such that the dressing and holding device are released from each other by the relative movement of the first and second holding elements.


Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Leslie J. Evanisko** whose telephone number is **(571) 272-2161**. The examiner can normally be reached on T-F 8:00 am-6:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Judy Nguyen can be reached on (571) 272-2258. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Leslie J. Evanisko
Primary Examiner
Art Unit 2854

lje
September 20, 2006